

ESTTA Tracking number: **ESTTA289857**

Filing date: **06/15/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91179074
Party	Plaintiff Ascencia Bank, Inc.
Correspondence Address	Scott W. Johnston Merchant & Gould PC P.O. Box 2910 Minneapolis, MN 55402-0910 UNITED STATES sjohnston@merchantgould.com, slindemeier@merchantgould.com
Submission	Withdrawal of Opposition
Filer's Name	Scott W. Johnston
Filer's e-mail	sjohnston@merchantgould.com, slindemeier@merchantgould.com
Signature	/SWJ/
Date	06/15/2009
Attachments	2009 06 15 Withdrawal of Application and Dismissal of Opposition 91179074.PDF (3 pages)(80334 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

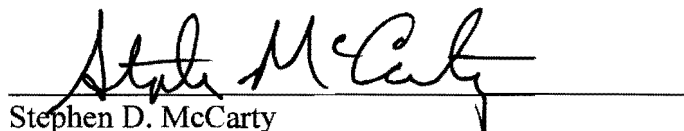
_____)	
Ascencia Bank, Inc.,)	Opposition No. 91179074
)	
Opposer,)	Mark: ASCENTIA
)	
v.)	Serial No.: 78/938,805
)	
Ascentia Capital Partners, LLC,)	Filing Date: July 27, 2006
)	
Applicant.)	Published: April 24, 2007
_____)	

WITHDRAWAL OF APPLICATION WITH PREJUDICE
AND STIPULATED DISMISSAL OF OPPOSITION

Applicant, Ascentia Capital Partners, LLC, hereby withdraws application Serial No. 78/938,805, with prejudice, and consents to the dismissal of Opposition No. 91179074, with prejudice.

ASCENTIA CAPITAL PARTNERS, LLC

Date: 5-1-09



Stephen D. McCarty
Chief Operations Officer
Ascentia Capital Partners, LLC
9408 Double R. Boulevard, Suite B
Reno, Nevada 89521
(775) 828-4200

Opposer, Ascencia Bank, Inc., through counsel, hereby consents to the withdrawal of application Serial No. 78/938,805, with prejudice, and dismisses Opposition No. 91179074, with prejudice.

ASCENCIA BANK, INC.

By its Attorneys,

Date: 6-15-09


A handwritten signature in black ink, appearing to read "S. Johnston", written over a horizontal line.

Scott W. Johnston
MERCHANT & GOULD P.C.
80 South Eighth Street, Suite 3200
Minneapolis, Minnesota 55402-2215
(612) 332-5300

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing WITHDRAWAL OF APPLICATION WITH PREJUDICE AND STIPULATED DISMISSAL OF OPPOSITION was served upon Applicant by First Class Mail, postage pre-paid, this 15th day of June, 2009:

Stephen D. McCarty
Ascentia Capital Partners, LLC
9408 Double R. Boulevard, Suite B
Reno, Nevada 89521



Scott W. Johnston